

Adopted	Rejected
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## COMMITTEE REPORT

YES:	8
NO:	0

### MR. SPEAKER:

*Your Committee on Human Affairs, to which was referred Senate Bill 293, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 3, line 19, delete "waste," and insert "**waste**".
- 2 Page 3, between lines 39 and 40, begin a new paragraph and insert:
- 3 "**(c) A person who recklessly, knowingly, or intentionally places**
- 4 **human:**
- 5 **(1) blood;**
- 6 **(2) body fluid; or**
- 7 **(3) fecal waste;**
- 8 **in a location with the intent that another person will ingest the**
- 9 **blood, body fluid, or fecal waste, commits malicious mischief with**
- 10 **food, a Class A misdemeanor.**
- 11 **(d) An offense described in subsection (c) is:**
- 12 **(1) a Class D felony if the person knew or recklessly failed to**
- 13 **know that the blood, body fluid, or fecal waste was infected**
- 14 **with:**

- 1           (A) hepatitis B;
- 2           (B) HIV; or
- 3           (C) tuberculosis;
- 4       (2) a Class C felony if:
- 5           (A) the person knew or recklessly failed to know that the
- 6           blood, body fluid, or fecal waste was infected with hepatitis
- 7           B and the offense results in the transmission of hepatitis B
- 8           to the other person; or
- 9           (B) the person knew or recklessly failed to know that the
- 10          blood, body fluid, or fecal waste was infected with
- 11          tuberculosis and the offense results in the transmission of
- 12          tuberculosis to the other person; and
- 13       (3) a Class B felony if:
- 14           (A) the person knew or recklessly failed to know that the
- 15           blood, body fluid, or fecal waste was infected with HIV;
- 16           and
- 17           (B) the offense results in the transmission of HIV to the
- 18           other person."

(Reference is to SB 293 printed February 1, 2002.)

**and when so amended that said bill do pass.**

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Representative Summers